

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN THE MATTER OF THE PATENT
APPLICATION FOR REISSUE OF

Application of: DALY et al.

U.S. Patent No.: 5,819,005

Issued: October 6, 1998

For: MODULAR DIGITAL
RECORDING LOGGER

Attorney Docket No.: 8740-049

Assignee: Dictaphone Corporation

ASSENT OF ASSIGNEE TO REISSUE

Assistant Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Dictaphone Corporation, being assignee of the entire right, title and interest to United States Letters Patent No. 5,819,005 by deed of assignment hereby assents to the accompanying application for reissue of said Letters Patent.

The undersigned, Daniel P. Hart, certifies as follows:

1. Dictaphone Corporation is the assignee of the entire right, title, interest in the invention and patent application Serial No. 100,944, filed August 3, 1993, by virtue of an assignment from the inventors, Daniel F. Daly, John Henits, Salvatore J. Morlando, Robert B. Swick, Keith K. W. Leung, and Constantine P. Messologitis to Dictaphone Corporation, which was recorded on August 3, 1993, at Reel 6657/Frame 0485.

2. In 1995, Dictaphone Corporation entered into an agreement with Banker's Trust Company, as agent for several lenders, granting a security interest in certain intellectual property of Dictaphone Corporation, including the above-recited application Serial No. 100,944. The security agreement was recorded in the Patent Office on August 28, 1995, at Reel 7648/Frame 0744.

3. On March 29, 1996, application Serial No. 100,944 was abandoned in favor of a file wrapper continuation application Ser. No. 623,671 filed on the same day, which matured in U.S. Pat. No. 5,819,005 on October 6, 1998. Application Serial No.

623,671 is assigned to Dictaphone Corporation by virtue of the assignment recorded in the parent application Serial No. 100,944.

4. On June 21, 2000, Banker's Trust Company executed a Termination of Collateral Assignment and Security Interest ("Release") releasing the security interest in the intellectual property collateral granted by the 1995 agreement, including the security interest in application Serial No. 100,944. The Release was filed in the Patent Office on June 29, 2000, but has not yet been recorded and no Reel/Frame numbers have yet been assigned. A copy of the Release bearing a stamp evidencing receipt by the Patent Office on June 29, 2000 is enclosed.

5. I have reviewed the assignment documents of record identified in paragraphs 1, 2, and 4 above. To the best of my knowledge and belief, Dictaphone Corporation holds title to application serial number 623,671.

6. I hold the position of Senior Vice President, General Counsel and Secretary at Dictaphone Corporation and I am empowered to act on its behalf in this matter.

7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Signed this 7th day of August, 2000.

Dictaphone Corporation

By: 

Name: Daniel P. Hart, Esq.

Position: Senior Vice President,
General Counsel and Secretary

SCANNED, #

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

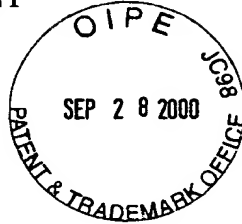
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For: MODULAR DIGITAL
RECORDING LOGGER



Attorney Docket No.: 8740-049

Assignee: Dictaphone Corporation

**REISSUE DECLARATION UNDER 37 C.F.R. 1.175
AND POWER OF ATTORNEY**

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

We, Daniel F. Daly, residing at 194 Barn Hill Road, Monroe, Connecticut, John Henits, residing at 12 Country Way, Bethel, Connecticut, Salvatore J. Morlando, residing at 15 Jamestown Road, Easton, Connecticut, Robert B. Swick residing at 168 Margherita Lawn, Stratford, Connecticut, Keith K. W. Leung, residing at 106 Longview Road, Monroe, Connecticut, and Constantine P. Messologitis, residing at 106 West Rutland Road, Milford, Connecticut, citizens of the United States; declare that we have read the foregoing specification and we verily believe ourselves to be the original, first, and joint inventors of the invention entitled MODULAR DIGITAL RECORDING LOGGER, described and claimed in the attached specification for reissue of United States Letters Patent No. 5,819,005 (the "'005 patent"), which issued October 6, 1998 from application Serial No. 08/623,671 filed March 29, 1996, and we further declare that:

We have reviewed and understand the contents of the above-identified application, as presented both in the original patent and in this reissue application, including the specification and claims as amended by the amendment filed herewith;

We do not know and do not believe that our invention was ever known or used in the United States before the date of our invention thereof;

003250-8742960

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The invention described and claimed in our patent specification has not been patented or made the subject of an inventor's certificate in any country foreign to the United States on an application filed by us or our legal representatives or assigns more than twelve months prior to March 29, 1996, the filing date of our application Serial No. 08/623,671.

We acknowledge the duty to disclose information which is material to the patentability of the claims of this application in accordance with Title 37, Code of Federal Regulations, Section 1.56.

We verily believe the '005 patent to be, through error and without any deceptive intention, partly inoperative by reason of our claiming less than we had a right to claim in the '005 patent. Specifically, one reason why the '005 patent is believed to be partly inoperative is that the patent claims include additional features directed to specific embodiments. In particular, the recitation in independent claims 1, 11, 22 and 24 that the modular digital recording logger is for "recording two-way conversation" is an error, which may limit those claims to a specific embodiment for recording conversations. The recorded voice signals of the invention disclosed in the specification need not correspond to any "conversation." Another error is the recitation in independent claims 11, 22 and 24 that each logger in a network of loggers have a hard disk drive "to store and reproduce" compressed voice data, which may limit those claims to a specific preferred embodiment where each logger both stores and reproduces stored data. In a network of loggers as disclosed in the specification, each individual logger need not be capable of both storing data and reproducing stored data.

We did not discover these and other errors until reviewing the '005 patent after issuance. Upon determining the inadvertent mistakes in failing to claim the full scope of the invention, we took prompt steps to instruct our attorneys to prepare and file this reissue application. We believe that the original claims of the application, as amended, together with the new claims added by this reissue application, now correct the errors and adequately cover the present invention.

All errors which are being corrected in the present reissue application up to the time of filing of this declaration arose without any deceptive intention on the part of the applicants.

The amended and new claims submitted herewith remedy the errors in the issued claims.

0067249-092800

We hereby appoint S. Leslie Misrock (Reg. No. 18872), Harry C. Jones, III (Reg. No. 20280), Berj A. Terzian (Reg. No. 20060), David Weild, III (Reg. No. 21094), Jonathan A. Marshall (Reg. No. 24614), Barry D. Rein (Reg. No. 22411), Stanton T. Lawrence, III (Reg. No. 25736), Charles E. McKenney (Reg. No. 22795), Philip T. Shannon (Reg. No. 24278), Francis E. Morris (Reg. No. 24615), Charles E. Miller (Reg. No. 24576), Gidon D. Stern (Reg. No. 27469), John J. Lauter, Jr. (Reg. No. 27814), Brian M. Poissant (Reg. No. 28462), Brian D. Coggio (Reg. No. 27624), Rory J. Radding (Reg. No. 28749), Stephen J. Harbulak (Reg. No. 29166), Donald J. Goodell (Reg. No. 19766), James N. Palik (Reg. No. 25510), Thomas E. Friebe (Reg. No. 29258), Laura A. Coruzzi (Reg. No. 30742), Jennifer Gordon (Reg. No. 30753), Allan A. Fanucci (Reg. No. 30256), Geraldine F. Baldwin (Reg. No. 31232), Victor N. Balancia (Reg. No. 31231), Samuel B. Abrams (Reg. No. 30605), Steven I. Wallach (Reg. No. 35402), Marcia H. Sundeen (Reg. No. 30893), Paul J. Zegger (Reg. No. 33821), Edmond R. Bannon (Reg. No. 32110), Bruce J. Barker (Reg. No. 33291), Adriane M. Antler (Reg. No. 32605), Thomas G. Rowan (Reg. No. 34419), James G. Markey (Reg. No. 31636), Thomas D. Kohler (Reg. No. 32797), Scott D. Stimpson (Reg. No. 33607), Gary S. Williams (Reg. No. 31066), William S. Galliani (Reg. No. 33885), Ann L. Gisolfi (Reg. No. 31956), Todd A. Wagner (Reg. No. 35399), Scott B. Familant (Reg. No. 35514), Kelly D. Talcott (Reg. No. 39582), Francis D. Cerrito (Reg. No. 38100), Anthony M. Insogna (Reg. No. 35203), Brian M. Rothery (Reg. No. 35340), Brian D. Siff (Reg. No. 35679), and Alan Tenenbaum (Reg. No. 34939), all of Pennie & Edmonds LLP, whose addresses are 1155 Avenue of the Americas, New York, New York 10036, 1667 K Street N.W., Washington, DC 20006 and 3300 Hillview Avenue, Palo Alto, CA 94304, and each of them, our attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

We respectfully request that all correspondence in connection with this application be addressed to:

PENNIE & EDMONDS LLP
1155 Avenue of the Americas
New York, New York 10036

We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

Wherefore we pray that Letters Patent be reissued and granted for the invention or discovery described and claimed in the foregoing specification and claims; and We hereby subscribe our names to the foregoing specification and claims as of the dates indicated below.

Date: _____

Inventor _____

Daniel F. Daly

Date: 14. June - 2000

Inventor _____

John Henits

Date: _____

Inventor _____

Salvatore J. Morlando

Date: June 14, 2000

Inventor _____

Robert B. Swick

Date: June 15, 2000

Inventor _____

Keith K. W. Leung

Date: June 15, 2000

Inventor _____

Constantine P. Messologitis

008260 8424950



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All errors which are being corrected in the present reissue application up to the time of filing of this declaration arose without any deceptive intention on the part of the applicants.

The amended and new claims submitted herewith remedy the errors in the issued claims.

009260" ST 22960

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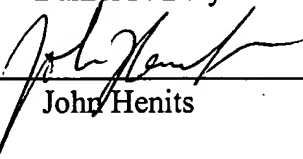
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Date: 30 June 2000

Inventor 
Daniel F. Daly

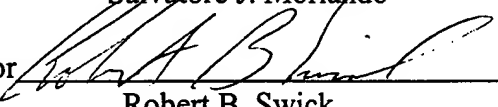
Date: 14. June 2000

Inventor 
John Henits


Date: _____

Inventor _____
Salvatore J. Morlando

Date: June 14, 2000

Inventor 
Robert B. Swick

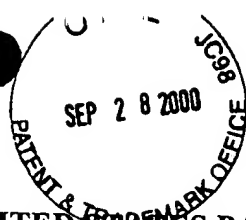
Date: June 15, 2000

Inventor 
Keith K. W. Leung

Date: June 15, 2000

Inventor 
Constantine P. Messologitis

008260-8422960



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Date: _____

Inventor _____

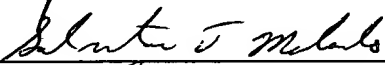
Daniel F. Daly

Date: 14. June - 2000

Inventor 

John Henits

Date: June 28th 2000

Inventor 

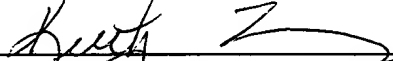
Salvatore J. Morlando

Date: June 14, 2000

Inventor 

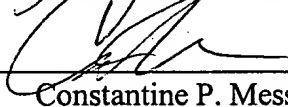
Robert B. Swick

Date: June 15, 2000

Inventor 

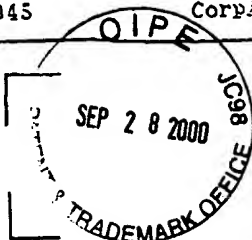
Keith K. W. Leung

Date: June 15, 2000

Inventor 

Constantine P. Messologitis

FORM PTO-1619A
Expires 06/30/00
OMB 0651-0027



U.S. Department of Commerce
Patent and Trademark Office
PATENT

RECORDATION FORM COVER SHEET PATENTS ONLY

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

- ☒ New
- ☐ Resubmission (Non-Recordation)
Document ID#
- ☐ Correction of PTO Error
Reel # Frame #
- ☐ Corrective Document
Reel # Frame #

Conveyance Type

- ☐ Assignment ☐ Security Agreement
- ☐ License ☐ Change of Name
- ☐ Merger ☒ Other Termination
- U.S. Government**
(For Use ONLY by U.S. Government Agencies)
- ☐ Departmental File ☐ Secret File

Conveying Party(ies)

☐ Mark if additional names of conveying parties attached

Name (line 1) Dictaphone Corporation

Name (line 2)

Second Party

Name (line 1)

Name (line 2)

Execution Date
Month Day Year

Execution Date
Month Day Year

Receiving Party

☐ Mark if additional names of receiving parties attached

Name (line 1) Banker's Trust Company, as Administrative Agent

Name (line 2)

Address (line 1) 130 Liberty Street

Address (line 2)

Address (line 3) New York NY 10006

City State/Country Zip Code

If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

FOR OFFICE USE ONLY

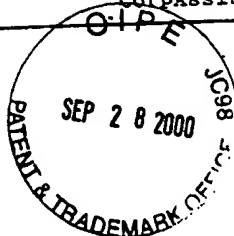
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CorpAssist- DC

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Patent and Trademark Office
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Submission Type

☒ New☐ Resubmission (Non-Recordation)

Document ID #

☐ Correction of PTO Error

Reel #

Frame #

☐ Corrective Document

Reel #

Frame #

Conveyance Type

☐ Assignment☐ License☐ Security Agreement☐ Nunc Pro Tunc Assignment☐ MergerEffective Date
Month Day Year

5/5/00

☐ Change of Name☒ Other Termination

Conveying Party

☐ Mark if additional names of conveying parties attachedExecution Date
Month Day Year

Name Dictaphone Corporation

Formerly

☐ Individual☐ General Partnership☐ Limited Partnership☒ Corporation☐ Association☐ Other☐ Citizenship/State of Incorporation/Organization

Receiving Party

☐ Mark if additional names of receiving parties attached

Name Banker's Trust Company, as Administrative Agent

DBA/AKA/TA

Composed of

Address (line 1) 130 Liberty Street

Address (line 2)

Address (line 3) New York

City

New York

State/Country

10006

Zip Code

☐ Individual☐ General Partnership☐ Limited Partnership

☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached. (Designation must be a separate document from Assignment.)

☐ Corporation☐ Association☒ Other

Commercial Bank

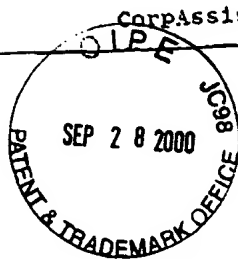
☐ Citizenship/State of Incorporation/Organization

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U.S. Department of Commerce
Patent and Trademark Office
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☐ Resubmission (Non-Recordation)
Document ID#
☐ Correction of PTO Error
Reel # Frame #
☐ Corrective Document
Reel # Frame #

Conveyance Type

- ☐ Assignment ☐ Security Agreement
☐ License ☐ Change of Name
☐ Merger ☒ Other Termination
U.S. Government
(For Use ONLY by U.S. Government Agencies)
☐ Departmental File ☐ Secret File

Conveying Party(ies)

☐ Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name (line 1) Dictaphone Corporation

Name (line 2)

Execution Date
Month Day Year

Second Party

Name (line 1)

Name (line 2)

Receiving Party

☐ Mark if additional names of receiving parties attached

Name (line 1) Banker's Trust Company, as Administrative Agent

Name (line 2)

If document to be recorded
is an assignment and the
receiving party is not
domiciled in the United
States, an appointment
of a domestic
representative is attached.
(Designation must be a
separate document from
Assignment.)

Address (line 1) 130 Liberty Street

Address (line 2)

Address (line 3) New York

NY

State/County

10006

Zip Code

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

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Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patents and Trademark Assignment Practices. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

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Patent and Trademark Office
PATENT

Conveying Party(ies)

☐ Mark if additional names of conveying parties attached

Enter additional Conveying Parties

Name (line 1) Dictaphone Corporation

Execution Date
Month Day Year

Name (line 2)

Execution Date
Month Day Year

Name (line 3)

Name (line 4)

Execution Date
Month Day Year

Name (line 5)

Name (line 6)

Receiving Party(ies)

☐ Mark if additional names of receiving parties attached

Enter additional Receiving Party(ies)

Name (line 1) Banker's Trust Company

Name (line 2)

Address (line 1) 130 Liberty Street, 33rd Floor

Address (line 2)

Address (line 3) New York City

NY

State/Country

10006
Zip Code

Name (line 4)

Name (line 5)

Address (line 4)

Address (line 5)

Address (line 6)

City

State/Country

Zip Code

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Application Number(s) or Patent Number(s)

☒ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

269,327

102,678

100,944

329,393

997,060

370,957

958,394

D266503

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D266665

Patent Number(s)

D293100

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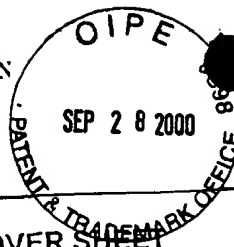
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Patent and Trademark Office
PATENT

Conveying Party(ies)

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Enter additional Conveying Parties

Execution Date
Month Day Year

Name (line 1)

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Name (line 2)

Execution Date
Month Day YearExecution Date
Month Day Year

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Enter additional Receiving Party(ies)

Name (line 1)

Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3)

City

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Address (line 1)

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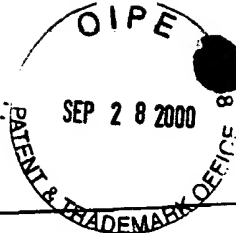
Application Number(s) or Patent Number(s)

☒ Mark if additional numbers attached
Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)

5448420	5446603	5457782
D290252	D291882	4594042
4663680	D293782	D293781
D290258	4677501	4817127
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Conveying Party(ies)

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Enter additional Conveying Parties

Execution Date
Month Day Year

Name (line 1)

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Month Day YearExecution Date
Month Day Year

Receiving Party(ies)

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Name (line 1)

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Application Number(s) or Patent Number(s)

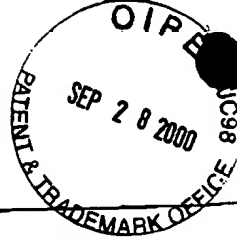
☒ Mark if additional numbers attached

Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).

Patent Application Number(s)

Patent Number(s)

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D295743	4660339	4975896
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D298233	4758913	D299716

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Enter additional Conveying Parties

Name (line 1)

Execution Date
Month Day Year

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Execution Date
Month Day Year

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Execution Date
Month Day Year

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Name (line 2)

Address (line 1)

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Address (line 3)

City

State/Country

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Name (line 1)

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Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Application Number(s) or Patent Number(s)

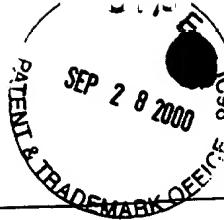
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Patent Application Number(s)

Patent Number(s)

D306731	D306591	5216744
4853952	4827461	4811131
4873592	4958367	4864432
4888352	4835630	4851937
4817132	5008835	5023575

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Month Day Year

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Address (line 1)

Address (line 2)

Address (line 3)

City

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Address (line 3)

City

State/Country

Zip Code

Application Number(s) or Patent Number(s)

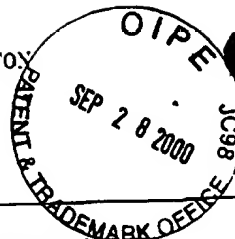
☒ Mark if additional numbers attached

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Patent Application Number(s)

Patent Number(s)

4975894	5051924	5146439
4922514	4893197	5008871
4924332	5033077	5126543
5153905	5179627	5265075
5274738	5404455	5353259



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Conveying Party(ies)

☐ Mark if additional names of conveying parties attached

Enter additional Conveying Parties

Name (line 1)

Execution Date
Month Day Year

Name (line 2)

Execution Date
Month Day Year

Name (line 1)

Execution Date
Month Day Year

Name (line 2)

Name (line 1)

Name (line 2)

Receiving Party(ies)

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Enter additional Receiving Party(ies)

Name (line 1)

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Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Name (line 1)

Name (line 2)

Address (line 1)

Address (line 2)

Address (line 3)

City

State/Country

Zip Code

Application Number(s) or Patent Number(s)

☐ Mark if additional numbers attached

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Patent Application Number(s)

Patent Number(s)

D356783

5396371

5339203

D298232

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Page 2

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Correspondent Name and Address

Area Code and Telephone Number (617) 856-8552

Name Carol S. Ennis

Address (Line 1) Brown, Rudnick, Freed & Gesmer, P.C.

Address (Line 2) One Financial Center

Address (Line 3) Boston, MA 02111

Address (Line 4)

Pages

Enter the total number of pages of the attached conveyance document
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Patent Application Number(s)

Patent Number(s)

5524261

4200893

4319337

4099209

4515995

4319091

4188507

D263467

4309571

If this document is being filed together with a new Patent Application, enter the date the patent application was
signed by the first named executing inventor.

Month Day Year

Patent Cooperation Treaty (PCT)

Enter PCT application number

only if a U.S. Application Number
has not been assigned.

PCT

PCT

PCT

PCT

PCT

PCT

Number of Properties

Enter the total number of properties involved.

95

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41): \$ 3,800.00

Method of Payment:

Deposit Account

Enclosed ☒Deposit Account ☐

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

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Authorization to charge additional fees:

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Statement and Signature

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indicated herein.

Carol S. Ennis

Name of Person Signing

Carol S. Ennis

Signature

6/28/00

Date

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☐ License

☐ Security Agreement

☐ Nunc Pro Tunc Assignment

☐ Merger

Effective Date
Month Day Year

5/5/00

☐ Change of Name

☒ Other Termination

Conveying Party

☐ Mark if additional names of conveying parties attached

Execution Date
Month Day Year

Name Dictaphone Corporation

Formerly

☐ Individual

☐ General Partnership

☐ Limited Partnership

☒ Corporation

☐ Association

☐ Other

☐ Citizenship/State of Incorporation/Organization

Receiving Party

☐ Mark if additional names of receiving parties attached

Name Banker's Trust Company, as Administrative Agent

DBA/AKA/TA

Composed of

Address (line 1) 130 Liberty Street

Address (line 2)

Address (line 3) New York

New York

10006

Zip Code

☐ Individual

☐ General Partnership

☐ Limited Partnership

☐ Corporation

☐ Association

☒ Other Commercial Bank

☐ Citizenship/State of Incorporation/Organization

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Conveying Party

Enter Additional Conveying Party

☐ Mark if additional names of conveying parties attachedExecution Date
Month Day Year

Name Dictaphone Corporation

Formerly

☐ Individual☐ General Partnership☐ Limited Partnership☒ Corporation☐ Association☐ Other☐ Citizenship State of Incorporation/Organization

Receiving Party

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Name Banker's Trust Company, as Administrative Agent

DBA/AKA/TA

Composed of

Address (line 1) 130 Liberty Street

Address (line 2)

Address (line 3) New York

City

New York

State/Country

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Zip Code

☐ Individual☐ General Partnership☐ Limited Partnership☐ Corporation☐ Association☐ Other☐ Citizenship/State of Incorporation/Organization

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Trademark Application Number(s) or Registration Number(s)

☐ Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

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1771184	1833730	2036432
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1857217	0000000	
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Conveying Party

Enter Additional Conveying Party

☐ Mark if additional names of conveying parties attachedExecution Date
Month Day Year

Name Dictaphone Corporation

Formerly

☐ Individual ☐ General Partnership ☐ Limited Partnership ☒ Corporation ☐ Association☐ Other☐ Citizenship State of Incorporation/Organization

Receiving Party

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Name Banker's Trust Company, as Administrative Agent

DBA/AKA/TA

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Address (line 1) 130 Liberty Street

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Address (line 3) New York

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Trademark Application Number(s)

Registration Number(s)

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0648161	0910683	0000000
0686293	0960303	1681850
0791032	0980913	1687708
0782000	1020975	1819702
0840505	1016763	1725330

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Address (line 1) 130 Liberty Street

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Trademark Application Number(s)

Registration Number(s)

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1349069	1344109	1517038
1347516	1483117	1484072
1388961	1467773	1431798
1467774	1419061	1419062
1535025	1536121	1486790
1561833	1548098	1663759

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Conveying Party

Enter Additional Conveying Party

☐ Mark if additional names of conveying parties attachedExecution Date
Month Day Year

Name Digital Coporation

Formerly

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DBA/AKA/TA

Composed of

Address (line 1)

130 Liberty Street

Address (line 2)

Address (line 3)

New York

New York

10005

City

State/Country

Zip Code

☐ Individual ☐ General Partnership ☐ Limited Partnership☐ Corporation ☐ Association☐ Other☐ If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative should be attached (Designation must be a separate document from the Assignment)☐ Citizenship/State of Incorporation/Organization

Trademark Application Number(s) or Registration Number(s)

☐ Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

Registration Number(s)

1645871	1648701	1696822
1638969		

FORM PTO-1618B
Expires 06/00/99
OMB 0551-0027

Page 2

U.S. Department of Commerce
Patent and Trademark Office
TRADEMARK

Domestic Representative Name and Address

Enter for the first Receiving Party only.

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Correspondent Name and Address

Area Code and Telephone Number

Name

Address (line 1)

Address (line 2)

Address (line 3)

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

#

Trademark Application Number(s) or Registration Number(s)

☒ Mark if additional numbers attached

Enter either the Trademark Application Number or the Registration Number (DO NOT ENTER BOTH numbers for the same property).

Trademark Application Number(s)

<input type="text"/>	<input type="text"/>	<input type="text"/>
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Registration Number(s)

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Number of Properties

Enter the total number of properties involved.

#

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$

Method of Payment:

Enclosed ☒

Deposit Account ☐

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

#

Authorization to charge additional fees:

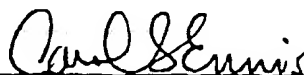
Yes ☐

No ☐

Statement and Signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.

Carol S. Ennis

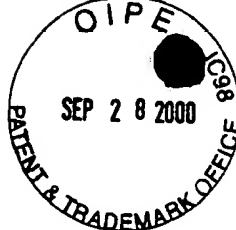


6/28/00

Name of Person Signing

Signature

Date Signed



TERMINATION OF COLLATERAL ASSIGNMENT AND SECURITY INTEREST OF BANKER'S TRUST COMPANY, AS ADMINISTRATIVE AGENT

This is a Termination of Collateral Assignment and Security Interest, dated June 21st, 2000, executed by Banker's Trust Company, as Administrative Agent, 130 Liberty Street, 33rd Floor, New York, NY 10006 (the "Secured Party"), releasing all security interests of Secured Party in the Intellectual Property Collateral (defined below) owned by Dictaphone Corporation ("Dictaphone").

Recitals

WHEREAS, Dictaphone granted Secured Party collateral assignments and security interests in its Intellectual Property collateral (the "Security Interest"), as evidenced by the Collateral Assignments and Security Agreements between Dictaphone and the Secured Party dated and recorded in the United States Patent and Trademark Office on August 26, 1995 at Reel 007648, Frame 0744 for various patents and on August 25, 1995 at Reel Number 1394, Frame 0130 for various trademarks (the "Security Agreement");

WHEREAS, Dictaphone desires termination of the Secured Party's Security Interest; and

WHEREAS, the Secured Party is willing to terminate its Security Interest.

NOW, THEREFORE, in consideration of the premises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties agree as follows:

1. "Intellectual Property" means all trademarks, tradenames, copyrights, technology, know-how and processes used in or necessary for the conduct of the business of the Dictaphone and its subsidiaries as currently conducted that are material to the condition (financial or otherwise), business or operations of Dictaphone and its subsidiaries, taken as a whole. The Intellectual Property shall include, without limitation, the following patents and trademarks:

PATENTS

Description

U.S. Patent Number

See Exhibit A

TRADEMARKS

Mark

Application Number

Registration Number

See Exhibit B

2. Termination of Security Interest. Secured Party hereby terminates all of the Secured Party's Security Interest in the Intellectual Property including, without limitation, that set forth at Reel 007648, Frame 0744 and Reel Number 1394, Frame 0130.

IN WITNESS WHEREOF, Secured Party has caused this Termination of Security Interest to be duly executed on the date first mentioned above.

BANKER'S TRUST COMPANY,
as Administrative Agent

By: *Victoria Ann Floyd*
Name: VICTORIA ANN FLOYD
Title: Director

California
STATE OF ~~NEW YORK~~)
Los Angeles) ss
COUNTY OF ~~NEW YORK~~)

On this 21st day of June, 2000 before me personally appeared VICTORIA ANN FLOYD, to me personally known, who being by me duly sworn says that he/she is the DIRECTOR of BANKER'S TRUST COMPANY, duly authorized to execute this instrument for BANKER'S TRUST COMPANY and that said execution was the free act and deed of BANKER'S TRUST COMPANY.

Virginia C. Shek
Notary Public

#920420 v\1 - ennis\csj - q78011.docd - 16281/40

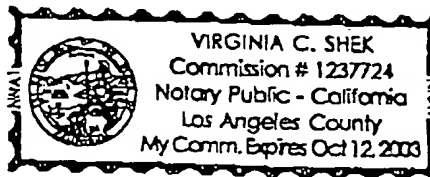




EXHIBIT A

PAGE: 1

REEL: 007648 FRAME: 000000 DATE RECORDED: 08/26/95 NUMBER OF PAGES: 049
ASSIGNOR: DICTAPHONE CORPORATION U.C.

EXC DATE: 08/25/95

ASSIGNEE: BANKER'S TRUST COMPANY, AGENT FOR AND REPRESENTATIVE OF LEND
ERS SET FORTH IN SCHEDULE A HERETO
130 LIBERTY STREET, 23RD FLOOR
NEW YORK, NEW YORK 10006

BRIEF: SECURITY INTEREST (SEE DOCUMENT FOR DETAILS).

RETURN ADDRESS: GREGOR H. NEFF, ESQ.
CURTIS, MORRIS & SAFFORD, P.C.
530 FIFTH AVENUE
NEW YORK, NY 10036

PATENT NUMBER: 5448420	Serial Number: 100,401
PATENT NUMBER: 5446602	Serial Number: 171,286
PATENT NUMBER: 5457782	Serial Number: 147,421

PRESS XMIT FOR NEXT PAGE OR FOR A SPECIFIC PAGE
ENTER PAGE NUMBER (2 DIGITS MAX.), PRESS XMIT

05/31/00 13:54

PAGE: 2

PATENT NUMBER: 5524261 Serial Number: 329,795
PATENT NUMBER: 4099209
PATENT NUMBER: 4188507
PATENT NUMBER: 4200893
RELATED PATENT NUMBERS: 4515995
PATENT NUMBER: D266467
PATENT NUMBER: 4319337
PATENT NUMBER: 4319091
PATENT NUMBER: 4309571
PATENT NUMBER: D266503
PATENT NUMBER: 4328397
PATENT NUMBER: 4378577
PATENT NUMBER: 4410923
PATENT NUMBER: D266663
PATENT NUMBER: D293100
PATENT NUMBER: 4692825
PATENT NUMBER: 4470561

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PAGE: 3

PATENT NUMBER: 4686587
PATENT NUMBER: 4688117
PATENT NUMBER: 4658097
PATENT NUMBER: 4621350
PATENT NUMBER: 4623988
PATENT NUMBER: 4523055
PATENT NUMBER: 4636888
PATENT NUMBER: D290252
PATENT NUMBER: D291982
PATENT NUMBER: 4594042
PATENT NUMBER: 4663680
PATENT NUMBER: D293782
PATENT NUMBER: D293781
PATENT NUMBER: D290258
PATENT NUMBER: 4677501
PATENT NUMBER: 4817127
PATENT NUMBER: 4809116

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ENTER PAGE NUMBER (2 DIGITS MAX.), PRESS XMIT

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PAGE: 4

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PATENT NUMBER: 4858213
PATENT NUMBER: D298125
PATENT NUMBER: D298126
PATENT NUMBER: D301337
PATENT NUMBER: D295743
PATENT NUMBER: 4660339
PATENT NUMBER: 4975896
PATENT NUMBER: 4790002
PATENT NUMBER: 4969136
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PATENT NUMBER: 4800582
PATENT NUMBER: 4891835
PATENT NUMBER: D302275
PATENT NUMBER: D298233
PATENT NUMBER: 4758913
PATENT NUMBER: D299716

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06/01/2000 10:23 FAX 202 371 1945

BRF&G BOSTON
CorpAssist- DC

023

05

PAGE: 5

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PATENT NUMBER: D306591
PATENT NUMBER: 5216744
PATENT NUMBER: 4853952
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PATENT NUMBER: 4811131
PATENT NUMBER: 4873592
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PATENT NUMBER: 4851537
PATENT NUMBER: 4817102
PATENT NUMBER: 5008835
PATENT NUMBER: 5003575
PATENT NUMBER: 4975894
PATENT NUMBER: 5051924

PRESS XMIT FOR NEXT PAGE OR FOR A SPECIFIC PAGE
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05/31/00 13:55
PAGE: 6

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PATENT NUMBER: 4922514
PATENT NUMBER: 4893197
PATENT NUMBER: 5008871
PATENT NUMBER: 4924332
PATENT NUMBER: 5033077
RELATED PATENT NUMBERS: 5126543
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PATENT NUMBER: 5126543
PATENT NUMBER: 5153905
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PATENT NUMBER: 5265075
PATENT NUMBER: 5274739
PATENT NUMBER: 5404455
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PATENT NUMBER: 5396371

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07/25/00 16:32 FAX 6178568201
06/01/2000 10:23 FAX 202 371 1945

BRF&G BOSTON
CorpAssist- DC

024
06

PAGE: 7

PATENT NUMBER: 5339203

PATENT NUMBER: D298282

NO MORE INFORMATION FOR REEL 007648 FRAME 0744

05/31/00 13:54

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AND PRESS XMIT TO GO BACK TO DESIRED PAGE

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The following patent applications are pending:

<u>Serial Number</u>	<u>Filing Date</u>
269,327	7/30/94
100,944	8/3/93
997,060	12/28/92
958,394	10/8/92
102,678	8/5/93
329,393	10/26/94
370,957	3/2/95

EXHIBIT B

ASSIGNMENT FOR TRADEMARK REEL AND FRAME NUMBER: 1394/0130 PAGE: 1

REEL: 1394 FRAME: 0130 DATE RECORDED : 08/25/1995

NUMBER OF PAGES: 049

ASSIGNOR: DICTAPHONE CORPORATION (U.S.)

ASSIGNEE: BANKER'S TRUST COMPANY, AGENT FOR AND BE
PRESENTATIVE OF LENDERS SET FORTH IN SCH
EDULE A HERETO

BRIEF : SECURITY INTEREST

CORRESPONDENCE ADDRESS: GREGOR N. NEFF, ESQ.
CURTIS, MORRIS & SAFFORD, P.C.
550 FIFTH AVENUE
NEW YORK, NY 10036

SERIAL NUMBER: 71/060037	REGISTRATION NUMBER: 0066997
SERIAL NUMBER: 71/209225	REGISTRATION NUMBER: 0203885
SERIAL NUMBER: 71/449546	REGISTRATION NUMBER: 0395290
SERIAL NUMBER: 71/573364	REGISTRATION NUMBER: 0534652
SERIAL NUMBER: 71/598524	REGISTRATION NUMBER: 0546422
SERIAL NUMBER: 71/625464	REGISTRATION NUMBER: 0577285
SERIAL NUMBER: 71/634624	REGISTRATION NUMBER: 0576403

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ASSIGNMENT FOR TRADEMARK REEL AND FRAME NUMBER: 1394/0130 PAGE: 2

REEL: 1394 FRAME: 0130 DATE RECORDED : 08/25/1995

NUMBER OF PAGES: 049

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SERIAL NUMBER: 72/001221	REGISTRATION NUMBER: 0639275
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SERIAL NUMBER: 72/291542	REGISTRATION NUMBER: 0857502
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SERIAL NUMBER: 73/014395	REGISTRATION NUMBER: 1020975
SERIAL NUMBER: 73/027830	REGISTRATION NUMBER: 1016763
SERIAL NUMBER: 73/103937	REGISTRATION NUMBER: 1079291

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CATEGORY HERE:

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* ASSIGNMENT FOR TRADEMARK REEL AND FRAME NUMBER: 1394/0130 PAGE: 3

REEL: 1394 FRAME: 0130 DATE RECORDED : 08/25/1995

NUMBER OF PAGES: 049

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SERIAL NUMBER: 73/196432	REGISTRATION NUMBER: 1138347
SERIAL NUMBER: 73/223901	REGISTRATION NUMBER: 1149292
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NUMBER OF PAGES: 049

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SERIAL NUMBER: 74/003856	REGISTRATION NUMBER: 1662759
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SERIAL NUMBER: 74/044316	REGISTRATION NUMBER: 1648701
SERIAL NUMBER: 74/056621	REGISTRATION NUMBER: 1636822
SERIAL NUMBER: 74/061357	REGISTRATION NUMBER: 1628969

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REEL: 1394 FRAME: 0130 DATE RECORDED : 08/25/1995

NUMBER OF PAGES: 049

SERIAL NUMBER: 74/080262	REGISTRATION NUMBER: 1649359
SERIAL NUMBER: 74/141060	REGISTRATION NUMBER: 0000000
SERIAL NUMBER: 74/143983	REGISTRATION NUMBER: 1681850
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SIGNMENTS RECORDED PRIOR TO 1/1/55 ARE NOT CONTAINED IN THIS DATA BASE.
LAST PAGE**. ENTER 'P' HERE TO PAGE BACKWARDS:
R A NEW SEARCH ENTER TRANSACTION CODE AND SEARCH
RATEGY HERE: 05/31/00 13:49



PAGE: 1

PATENT NUMBER: 5819005
SERIAL NUMBER: 08/623671
ASSIGNMENTS CONTINUATION OF SERIAL NUMBER 08100944
RELATED PATENT NUMBERS: 5819005
TITLE: MODULAR DIGITAL RECORDING LOGGER
APPLICANT: DALY, DANIEL F. ; HENITS, JOHN
MORLANDO, SALVATORE J. ; SWICK, ROBERT B. ; LEUNG, KEITH
MESSOLOGITIS, CONSTANTINE P.

REEL: 006657 FRAME: 0485 DATE RECORDED: 08/03/93 NUMBER OF PAGES: 005
ASSIGNOR: DALY, DANIEL F.

EXC DATE: 07/26/93
HENITS, JOHN
EXC DATE: 07/13/93
MORLANDO, SALVATORE J.
EXC DATE: 07/26/93
SWICK, ROBERT B.
EXC DATE: 07/13/93

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07/27/00 12:19
PAGE: 2

LEUNG, KEITH K. W.
EXC DATE: 07/26/93
MESSOLOGITIS, CONSTANTINE P.
EXC DATE: 07/13/93

ASSIGNEE: DICTAPHONE CORPORATION
3191 BROADBRIDGE AVENUE
STRATFORD, CT 06497-2559

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
RETURN ADDRESS: PETER VRAHOTES
PITNEY BOWES INC.
WORLD HEADQUARTERS
ONE ELMCROFT ROAD
STAMFORD, CT 06926-0700

REEL: 007648 FRAME: 0744 DATE RECORDED: 08/28/95 NUMBER OF PAGES: 049
ASSIGNOR: DICTAPHONE CORPORATION U.C.
EXC DATE: 08/25/95

PRESS XMIT FOR NEXT PAGE OR FOR A SPECIFIC PAGE
ENTER PAGE NUMBER (2 DIGITS MAX.), PRESS XMIT

07/27/00 12:19

PAGE: 3

ASSIGNEE: BANKER'S TRUST COMPANY, AGENT FOR AND REPRESENTATIVE OF LEND
ERS SET FORTH IN SCHEDULE A HERETO
130 LIBERTY STREET, 33RD FLOOR
NEW YORK, NEW YORK 10006

BRIEF: SECURITY INTEREST (SEE DOCUMENT FOR DETAILS).

RETURN ADDRESS: GREGOR N. NEFF, ESQ.
CURTIS, MORRIS & SAFFORD, P.C.
530 FIFTH AVENUE
NEW YORK, NY 10036

*** LAST PAGE *** ENTER PAGE NUMBER (2 DIGITS MAX.)
AND PRESS XMIT TO GO BACK TO DESIRED PAGE

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10-12-1995

#3800 581 D
CMS Ref. No.: 331-1005FORM PTO-1595
(Rev. 6-93)

100075929

SHEET

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveyer (or persons)
D. Telephone Corporation on U.S.
MAD
8-28-95Additional name(s) of conveying party(ies) attached?
Yes ☒ No

3. Nature of conveyance:

- ☐ Assignment
☒ Security Agreement
☐ Merger
☐ Change of Name
☐ Other

Execution Date: August 25, 1995

2. Name and address of receiving party(ies)

Name: Banker's Trust Company, Agent for and
Representative of Lenders set forth in Schedule A hereto
Internal Address:Street Address: 130 Liberty Street,
33rd Floor.

City: New York State: NY Zip: 10006

Additional name(s) & address(es) attached? Yes ☒ No

4. Application number(s) or patent number(s): see attached list - four pages

If this document is being filed together with a new application, the execution date of
the application is:

A. Patent Application No.(s) 4099 209

B. Patent No.(s)

Additional numbers attached? ☒ Yes ☐ No5. Name and address of party to whom correspondence
concerning document should be mailed:Name: Gregor M. Neff, Esq.
Internal Address: Curtis, Morris & Safford, P.C.

Street Address: 530 Fifth Avenue

City: New York State: NY Zip: 10036

6. Total number of applications and
patents involved 957. Total fee (37 CFR 3.41) \$ 3,800.
☒ Enclosed
☒ Authorized to be charged to
deposit account #03-39258. Deposit account number: 03-3925
(Attach duplicate copy of this page if paying by deposit
account)

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true
copy of the original document.

Gregor M. Neff

Name of Person Signing

Signature

August 25, 1995

Date

Total number of pages including cover
sheet, attachments, and document): 49

Do not detach this portion

Mail documents to be recorded with required cover sheet information to:

Assistant Commissioner for Patents
Box Assignments
Washington, D.C. 20231

Public burden reporting for this sample cover sheet is estimated to average about 30 minutes per document to be recorded, including time for reviewing the document and gathering the data needed, and completing and reviewing the sample cover sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Office of Information Systems, PK2-1000C, Washington, D.C. 20231, and to the Office of Management and Budget, Paperwork Reduction Project (0651-0011), Washington, D.C. 20503.

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090 RT 09/22/95 4099209

1 581 3,800.00 CK

PATENT
REF: 7618 FRAME 0744

ISSUED PATENTS

<u>SERIAL NO.</u>	<u>FILING DATE</u>	<u>PATENT NO.</u>	<u>ISSUE DATE</u>
722,162	9/10/76	4,099,209	7/4/78
823,444	8/10/77	4,188,507	2/12/80
907,035	5/17/78	4,200,893	4/29/80
31,918	4/20/79	D263467	3/23/82
84,122	10/12/79	4,319,337	3/9/82
84,766	10/15/79	4,319,091	3/9/82
146,779	5/5/80	4,309,571	1/5/82
150,313	5/16/80	D266,503	10/12/82
178,106	8/14/80	4,328,397	5/4/82
178,357	8/15/80	4,378,577	3/29/83
223,718	1/9/81	4,410,923	10/18/83
231,422	2/3/81	D266,665	10/26/82
678,131	12/4/84	D293,100	12/8/87
465,855	2/11/83	4,692,825	9/08/87
465,737	2/11/83	4,470,561	9/11/84
564,191	12/21/83	4,686,587	8/11/87
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629,157	7/9/84	4,594,042	6/10/86
629,301	7/9/84	4,663,680	5/5/87
638,316	8/6/84	D293,782	1/19/88
638,004	8/6/84	D293,781	1/19/88
637,996	8/6/84	D290.258	6/9/87
691,261	1/14/85	4,677,501	6/30/87

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<u>SERIAL NO.</u>	<u>FILING DATE</u>	<u>PATENT NO.</u>	<u>ISSUE DATE</u>
895,006	8/8/86	4,817,127	3/28/89
894,583	8/8/86	4,809,116	2/28/89
894,582	8/8/86	4,794,474	12/27/88
895,011	8/8/86	4,858,213	8/15/89
894,972	8/8/86	D298,125	10/18/88
894,587	8/8/86	D298,126	10/18/88
894,971	8/8/86	D301,337	5/30/89
894,585	8/8/86	D295,743	5/17/88
895,017	8/8/86	4,860,339	8/22/89
895,010	8/8/86	4,975,896	12/4/90
894,549	8/8/86	4,790,002	12/6/88
895,002	8/8/86	4,969,136	11/6/90
799,909	11/20/85	4,722,077	1/26/88
895,001	8/8/86	4,800,582	1/24/89
857,844	4/30/86	4,891,835	1/2/90
836,561	2/27/86	D302,275	7/18/89
894,586	8/8/86	D298,233	10/25/88
851,810	4/14/86	4,758,913	7/19/88
911,034	9/24/86	D298,232	10/25/88
925,868	10/31/86	D299,716	2/7/89
005,531	1/15/87	D306,731	3/20/90
005,532	1/15/87	D306,591	3/13/90
673,042	3/21/91	5,216,744	6/1/93
128,254	12/3/87	4,853,952	8/1/89
097,901	9/17/87	4,827,461	5/2/89
097,904	9/17/87	4,811,131	3/7/89
097,905	9/17/87	4,873,592	10/10/89
097,909	9/17/87	4,958,367	9/18/90
097,908	9/17/87	4,864,432	9/5/89
097,903	9/17/87	4,888,652	12/19/89
097,899	9/17/87	4,835,630	5/30/89

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<u>SERIAL NO.</u>	<u>FILING DATE</u>	<u>PATENT NO.</u>	<u>ISSUE DATE</u>
097,907	9/17/87	4,851,937	7/25/89
101,301	9/25/87	4,817,132	3/28/89
138,417	12/28/87	5,008,835	4/16/91
138,186	12/24/87	5,003,575	3/26/91
145,228	1/19/88	4,975,894	12/4/90
175,900	3/31/88	5,051,924	9/24/91
293,895	1/4/89	5,146,439	9/8/92
290,403	12/29/88	4,922,514	5/1/90
291,842	12/29/88	4,893,197	1/9/90
289,555	12/22/88	5,008,871	4/16/91
319,906	3/6/89	4,924,332	5/8/90
441,491	11/27/89	5,033,077	7/16/91
455,889	12/22/89	5,163,085	11/10/92
683,017	6/10/91	5,126,543	6/30/92
689,138	4/22/91	5,153,905	10/6/92
905,131	6/23/92	5,179,627	1/12/93
757,762	9/11/91	5,265,075	11/23/93
815,202	12/31/91	5,274,738	12/28/93
816,404	12/31/91	5,404,455	4/4/95
901,470	6/19/92	5,353,259	10/4/94
006,798	4/7/93	D356,783	3/28/95
171,296	12/21/93	5,396,371	3/7/95
171,290	12/21/93	5,339,203	8/16/94

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100,401	8/2/93
269,327	7/30/94
100,944	8/3/93
997,060	12/28/92
958,394	10/8/92
102,678	8/5/93
171,286	12/21/93
147,421	9/29/93
329,393	10/26/94
329,795	10/26/94
370,957	3/2/95